

**MAGISTRATE'S CRIMINAL MINUTES
REMOVALS (RULE 40)**

FILED IN OPEN COURT
DATE: 1/24/06 @ 2:52
TAPE: 06-09 @ 3020
TIME IN COURT: 19 mins

MAGISTRATE E. CLAYTON SCOFIELD III, PRESIDING

ANGELA SMITH DEPUTY CLERK

CASE NUMBER 1:06-mj-55

DEFENDANT'S NAME Demetrius Hawkins

AUSA Carole Howard; Intern Leonid Filgin

DEFENDANT'S ATTY Paul Cognac

USPO Steve Dorman

Type Counsel (circle) Retained (CJA) FDP

- ☐ Initial appearance hearing held.
☐ Defendant informed of rights.
☐ ORDER appointing Federal Defender Program attorney for defendant.
☐ ORDER appointing _____ attorney for defendant.
☐ ORDER defendant shall pay attorney's fees as follows: _____
☐ Defendant WAIVES removal hearing (as to IDENTITY only). WAIVER FILED.
☐ Defendant WAIVES preliminary hearing (___ In this district only). WAIVER FILED.
☐ Removal hearing set/reset/cont to _____ @ _____.
☐ Removal hearing HELD.
☐ Order finding Probable Cause. Defendant held to District Court for removal to other district.
☐ Order defendant identified as named defendant in indictment/complaint. Defendant held to be removed to other district.
☐ Order defendant removed to other district. Commitment issued _____
☐ Miscellaneous: _____

BOND/PRETRIAL DETENTION HEARING

- ☐ Government Motion for DETENTION filed.
☒ Bond/Pretrial DETENTION hearing held.
☐ Pretrial detention hearing set for _____. (___ In charging district)
☐ (___ VERBAL) Motion to reduce bond GRANTED.
☐ (___ VERBAL) Motion to reduce bond DENIED.
☐ Pretrial DETENTION ORDERED. (Written order to follow _____.)
☒ BOND SET at \$ 50,000.00.
☐ NON-SURETY
☒ SURETY/CASH: _____ Property Acceptable: _____ Corporate Surety Only
☐ Combination: _____
☒ SPECIAL CONDITIONS: Mother to co-sign the bond

- ☐ BOND FILED. Defendant RELEASED.
☐ BOND NOT EXECUTED. DEFENDANT TO REMAIN IN MARSHAL'S CUSTODY.
☐ SEE BACK

**MAGISTRATE'S CRIMINAL MINUTES
REMOVALS (RULE 40)**

FILED IN OPEN COURT
DATE: 1/23/06 @ 2:57
TAPE: 06-09 @ Ø
TIME IN COURT: 23 mins

MAGISTRATE E. CLAYTON SCOFIELD III, PRESIDING

ANGELA SMITH DEPUTY CLERK

CASE NUMBER 1:06-MJ-55

DEFENDANT'S NAME Demetrius Hawkins

AUSA Candice Howard, Intern Leonid Felgin

DEFENDANT'S ATTY Paul Cognac

USPO Steve Dorman

Type Counsel (circle) Retained CJA FDP

- ☐ Initial appearance hearing held.
☐ Defendant informed of rights.
☐ ORDER appointing Federal Defender Program attorney for defendant.
☐ ORDER appointing _____ attorney for defendant.
☐ ORDER defendant shall pay attorney's fees as follows: _____
☒ Defendant WAIVES removal hearing (as to IDENTITY only). WAIVER FILED.
☐ Defendant WAIVES preliminary hearing (___ In this district only). WAIVER FILED.
☐ Removal hearing set/reset/cont to _____ @ _____.
☐ Removal hearing HELD.
☐ Order finding Probable Cause. Defendant held to District Court for removal to other district.
☐ Order defendant identified as named defendant in indictment/complaint. Defendant held to be removed to other district.
☐ Order defendant removed to other district. Commitment issued _____
☐ Miscellaneous: _____

BOND/PRETRIAL DETENTION HEARING

- ☐ Government Motion for DETENTION filed.
☒ Bond/Pretrial DETENTION hearing started. Motion by the Dft to continue the hearing until 1/24/06 @ 2:30 p.m. GRANTED
☐ Pretrial detention hearing set for _____. (___ In charging district)
☐ (___ VERBAL) Motion to reduce bond GRANTED.
☐ (___ VERBAL) Motion to reduce bond DENIED.
☐ Pretrial DETENTION ORDERED. (Written order to follow _____.)
☐ BOND SET at \$ _____.
☐ NON-SURETY
☐ SURETY/CASH: _____ Property Acceptable: _____ Corporate Surety Only
☐ Combination: _____
☐ SPECIAL CONDITIONS: _____
☐ BOND FILED. Defendant RELEASED.
☐ BOND NOT EXECUTED. DEFENDANT TO REMAIN IN MARSHAL'S CUSTODY.
☐ SEE BACK

UNITED STATES DISTRICT COURT
FILED IN OPEN COURT
U.S.D.C. Atlanta

NORTHERN

DISTRICT OF

GEORGIA JAN 23 2005

UNITED STATES OF AMERICA

LUTHER D. THOMAS, Clerk

By: *[Signature]* Deputy Clerk

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint/Indictment)

V.

DEMETRIUS HAWKINS

CASE NUMBER 1:06-MJ-55

Defendant

CHARGES
CASE NUMBER 2:06-MJ-006 CSC

I understand that charges are pending in the Middle District of Alabama
alleging violation of 21:841(a)(1) and 846 (Title and Section) and have been arrested in this district and

taken before a judge, who has informed me of the charge(s) and my right

- (1) retain counsel or request the assignment of counsel if I am unable to obtain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) a preliminary hearing (unless an indictment has been returned or a motion filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing held in this district or the district of prosecution; and
- (4) Request transfer of the proceedings to this district under Rule 20, Fed. Crim. P., in order to plead guilty.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- (☒) identity hearing
(☐) preliminary hearing
(☐) identity hearing but request a preliminary hearing be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where charges are pending against me.

[Signature]
Defendant
[Signature]
Defendant

1/23/06
Date

**MAGISTRATE'S CRIMINAL MINUTES
REMOVALS (RULE 40)**

FILED IN OPEN COURT
DATE: 1/20/06 @ 3:31
TAPE: 06-08 @ 2907
TIME IN COURT: 6 min

MAGISTRATE E. CLAYTON SCOFIELD III, PRESIDING

ANGELA SMITH DEPUTY CLERK

CASE NUMBER 1:06-MJ-55

DEFENDANT'S NAME Demetrius Hawkins

AUSA Candice Howard, Intern Leonid Felsin

DEFENDANT'S ATTY Tasha Silas

USPO Steve Dorman

Type Counsel (circle) Retained CJA **FDP**

- ☐ Initial appearance hearing held.
☐ Defendant informed of rights.
☐ ORDER appointing Federal Defender Program attorney for defendant.
☐ ORDER appointing _____ attorney for defendant.
☐ ORDER defendant shall pay attorney's fees as follows: _____
☐ Defendant WAIVES removal hearing (as to IDENTITY only). WAIVER FILED.
☐ Defendant WAIVES preliminary hearing (___ In this district only). WAIVER FILED.
☐ Removal hearing set/reset/cont to _____ @ _____.
☐ Removal hearing HELD.
☐ Order finding Probable Cause. Defendant held to District Court for removal to other district.
☐ Order defendant identified as named defendant in indictment/complaint. Defendant held to be removed to other district.
☐ Order defendant removed to other district. Commitment issued _____
☐ Miscellaneous: _____

BOND/PRETRIAL DETENTION HEARING

- ☐ Government Motion for DETENTION filed.
☒ Bond/Pretrial DETENTION hearing held. continued until 1/23/06 @ 2:30 p.m.
☐ Pretrial detention hearing set for _____. (___ In charging district)
☐ (___ VERBAL) Motion to reduce bond GRANTED.
☐ (___ VERBAL) Motion to reduce bond DENIED.
☐ Pretrial DETENTION ORDERED. (Written order to follow _____.)
☐ BOND SET at \$ _____.
☐ NON-SURETY
☐ SURETY/CASH: _____ Property Acceptable: _____ Corporate Surety Only
☐ Combination: _____
☐ SPECIAL CONDITIONS: _____
☐ BOND FILED. Defendant RELEASED.
☐ BOND NOT EXECUTED. DEFENDANT TO REMAIN IN MARSHAL'S CUSTODY.
☐ SEE BACK

D1- Pauline Cone

D2- Samuel Cone

EXHIBITS:

**MAGISTRATE'S CRIMINAL MINUTES
REMOVALS (RULE 40)**

FILED IN OPEN COURT
DATE: 1/17/06 @ 4:17
TAPE: 06-06 @ 7110
TIME IN COURT: 4 mins

MAGISTRATE E. CLAYTON SCOFIELD III, PRESIDING

ANGELA SMITH DEPUTY CLERK

CASE NUMBER 1:06-MJ-55

DEFENDANT'S NAME Demetrius Hawkins

AUSA Candice Howard, Intern Leonid Felgin

DEFENDANT'S ATTY Tasha Silas

USPO Steve Dorman

Type Counsel (circle) Retained CJA FDP

- ☒ Initial appearance hearing held.
☒ Defendant informed of rights.
☒ ORDER appointing Federal Defender Program attorney for defendant. - FA Only
☐ ORDER appointing _____ attorney for defendant.
☐ ORDER defendant shall pay attorney's fees as follows: _____
☐ Defendant WAIVES removal hearing (as to IDENTITY only). WAIVER FILED.
☐ Defendant WAIVES preliminary hearing (____ In this district only). WAIVER FILED.
☒ Removal hearing set/reset/cont to 1/20/06 @ 2:00 p.m..
☐ Removal hearing HELD.
☐ Order finding Probable Cause. Defendant held to District Court for removal to other district.
☐ Order defendant identified as named defendant in indictment/complaint. Defendant held to be removed to other district.
☐ Order defendant removed to other district. Commitment issued _____
☐ Miscellaneous: _____

BOND/PRETRIAL DETENTION HEARING

- ☒ Government Motion for DETENTION filed.
☐ Bond/Pretrial DETENTION hearing held.
☒ Pretrial detention hearing set for 1/20/06 @ 2:00 p.m. (____ In charging district)
☐ (____ VERBAL) Motion to reduce bond GRANTED.
☐ (____ VERBAL) Motion to reduce bond DENIED.
☐ Pretrial DETENTION ORDERED. (Written order to follow _____).
☐ BOND SET at \$_____
☐ NON-SURETY
☐ SURETY/CASH: _____ Property Acceptable: _____ Corporate Surety Only
☐ Combination: _____
☐ SPECIAL CONDITIONS: _____
☐ BOND FILED. Defendant RELEASED.
☐ BOND NOT EXECUTED. DEFENDANT TO REMAIN IN MARSHAL'S CUSTODY.
☐ SEE BACK

FILED IN OPEN COURT

U.S.D.C. Atlanta

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA**

JAN 17 2005

LUTHER D. THOMAS, Clerk
By: *Angela H. Smith*
Deputy Clerk

UNITED STATES OF AMERICA,
vs.

**ORDER OF TEMPORARY DETENTION
PENDING HEARING PURSUANT
TO BAIL REFORM ACT**

DEMETRIUS J. HAWKINS

CASE NO: 1:06-MJ-55

Upon motion of the Government, it is **ORDERED** that a detention hearing is set for ¹
1/20/06 at 2:00 before United States Magistrate Judge E. Clayton Scofield III,
U.S. Courthouse, Richard B. Russell Building, 18th Floor, Courtroom 1810, 75 Spring Street,
S.W., Atlanta, Georgia 30303.

Pending this hearing, the defendant shall be held in custody by the United States
Marshal and produced for the hearing.

Dated at Atlanta, Georgia this 17day of January 2005.

E.C. Scofield
UNITED STATES MAGISTRATE JUDGE

¹ If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. 3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate; or attempt to threaten, injure, or intimidate a prospective witness or juror.

FILED IN OPEN COURT
U.S.D.C. Atlanta

JAN 17 2005

LUTHER D. THOMAS, Clerk
By: *Angela T. Smith*
Deputy Clerk

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

vs.

CASE NO. 1:06-MJ-55

DEMETRIUS J. HAWKINS,
Defendant.

ORDER APPOINTING COUNSEL

Tasha Silas - I A Only

The above-named defendant has testified under oath or has filed with the Court an affidavit of financial status and hereby satisfied this Court that he or she is financially unable to employ counsel.

Accordingly, the **FEDERAL DEFENDER PROGRAM, INC.**, is hereby appointed to represent this defendant in the above-captioned case unless relieved by an Order of this Court or by Order of the Court of Appeals.

Dated at Atlanta, Georgia this 17th day of January, 2006.

E. Christy Smith
UNITED STATES MAGISTRATE JUDGE

AO 94 (Rev. 12/03) Commitment to Another District

UNITED STATES DISTRICT COURT NORTHERN District of Georgia Atlanta			
UNITED STATES OF AMERICA V. DEMETRIUS HAWKINS		COMMITMENT TO ANOTHER DISTRICT By: <i>Luther D. Thomas</i> , Clerk Deputy Clerk	
DOCKET NUMBER		MAGISTRATE JUDGE CASE NUMBER	
District of Arrest 1:06-MJ-55	District of Offense 2:06CR012-F	District of Arrest	District of Offense
CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN <input checked="" type="checkbox"/> Indictment <input type="checkbox"/> Information <input type="checkbox"/> Complaint <input type="checkbox"/> Other (specify)			
charging a violation of 21 U.S.C. § 841(a)(1) and 846			
DISTRICT OF OFFENSE Middle District of Alabama			
DESCRIPTION OF CHARGES: Possession with intent to distribute a controlled substance.			
CURRENT BOND STATUS: <input checked="" type="checkbox"/> Bail fixed at 50,000.00 Second and conditions were not met <input type="checkbox"/> Government moved for detention and defendant detained after hearing in District of Arrest <input type="checkbox"/> Government moved for detention and defendant detained pending detention hearing in District of Offense <input type="checkbox"/> Other (specify)			
Representation: <input type="checkbox"/> Retained Own Counsel <input type="checkbox"/> Federal Defender Organization <input checked="" type="checkbox"/> CJA Attorney <input type="checkbox"/> None			
Interpreter Required? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Language:			
<div style="text-align: right; margin-bottom: 10px;">DISTRICT OF Alabama</div> TO: THE UNITED STATES MARSHAL You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <u>2/17/06</u> Date </div> <div style="text-align: center;"> <u><i>E. Clint Smith</i></u> Judge </div> </div>			
RETURN			
This commitment was received and executed as follows:			
DATE COMMITMENT ORDER RECEIVED		PLACE OF COMMITMENT	
DATE		DATE DEFENDANT COMMITTED	
UNITED STATES MARSHAL		(BY) DEPUTY MARSHAL	